

Attorney's Docket: 060258-0280308
Client Reference: 2980611US/Hs/hvi

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

Confirmation Number: 9558

HERAJARVI ET AL.

Application No.: 09/850,036

Group Art Unit: 2682

Filed: May 8, 2001

Examiner: Y. PAN

For: MESSAGE COMMUNICATION CHARGING

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT/RESPONSE TRANSMITTAL

Transmitted herewith is an amendment/response for this application.

EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for a 1 month extension of time under 37 C.F.R. 1.136.

FEES

The fee for claims and extension of time (37 C.F.R. 1.16 and 1.17) has been calculated as shown below:

| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDIT. FEE |
|---|---|---------------------------------------|------------------|-------------|---------------|
| TOTAL | 14 | - 20 | = 0 | x \$ 50.00 | = \$ 0.00 |
| INDEP. | 3 | - 3 | = 0 | x \$ 200.00 | = \$ 0.00 |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | + \$ 360.00 | = \$ 0.00 |
| TOTAL ADDITIONAL CLAIM FEE | | | | | \$ 0.00 |
| EXTENSION OF TIME FEE | | | | | \$ 120.00 |
| TERMINAL DISCLAIMER FEE | | | | | \$ 130.00 |
| GRAND TOTAL | | | | | \$ 250.00 |

FEE PAYMENT

Authorization is hereby made to charge the amount of \$250.00 to Deposit Account No. 033975. Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached.

Date: August 26, 2005

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Title: MESSAGE COMMUNICATION CHARGING

August 26, 2005

REQUEST FOR RECONSIDERATION

Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated May 20, 2005, the date for response to which is September 20, 2005, with a one-month extension of time, please reconsider the patentability of the pending claims based on the following remarks.

In the Office Action, claims 1-14 were rejected under the judicially created doctrine of double patenting over claims 1-8 of U.S. Patent No. 6,473,622 to Meuronen. Without taking a position with respect to the merits or substance of this rejection and while preserving the right to distinguish over the cited reference, which is commonly owned, Applicants submit herewith a Terminal Disclaimer in compliance with 37 C.F.R. §1.321(c) to overcome the rejection. Accordingly, Applicants respectfully submit that this rejection is moot.

The rejection having been addressed, it is respectfully submitted that the present application is in a condition for allowance and a Notice to that effect is earnestly solicited.

If any point remains in issue which the Examiner feels may be best resolved through a personal or telephone interview, please contact the undersigned at the telephone number listed below.

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